

DETAILED ACTION

Response to Amendment

1. This Office action is in response to the communication filed 12/04/2009. Claims 1-5, 7 and 8 are pending in this application.
2. The declaration under 37 CFR 1.132 filed 12/04/2009 is sufficient to overcome the rejection of claims 1-5, 7 and 8 based upon 35 U.S.C. 103(a) over Oharu et al. (JP 2001-107031 A).

Allowable Subject Matter

3. Claims 1-5, 7 and 8 are allowed.
4. The following is an examiner's statement of reasons for allowance: The present claims are allowable over the closest prior art of record: Oharu et al. (JP 2001-107031 A).

Regarding the limitations set forth in claim 1, Oharu et al. discloses a similar dispersion with the following exceptions: (1) the prior art weight ratio of the nonionic surfactants is slightly different from the claimed ratio, and (2) the prior art fails to teach the surfactant (a) in the present claim 1. Although the list of surfactants disclosed by the prior art includes at least one of the compounds being claimed as surfactant (a), it would not have been obvious to a person having ordinary skill in the art at the time the invention was made to have selected the appropriate surfactants from the prior art list to arrive at the claimed invention, especially when the claimed combination of surfactants

are shown (by the applicant via the aforementioned declaration) to impart unexpected results.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

Contact Information

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Vu Nguyen whose telephone number is (571)270-5454. The examiner can normally be reached on M-F 7:30-5:00 (Alternating Friday Off).

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, David Wu can be reached on 571-272-1114. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

Vu Nguyen
Examiner
Art Unit 1796

/David Wu/
Supervisory Patent Examiner, Art
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